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PTO/SB/64 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional)
First named inventor:	KIA SILVERBROOK	
Application No.:	09/693,135	Group Art Unit: 2853
Filed:	October 20, 2000	Examiner: Ly T Tran
Title:	Printed Media Production	
<p>Attention: Office of Petitions Assistant Commissioner for Patents Box DAC Washington, D.C. 20231</p>		
<p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p>		
<p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.</p>		
<p>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p>		
<p>NOTE: A grantable petition requires the following items:</p>		
<p>(1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee –required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.</p>		
<p>1. Petition fee</p>		
<p><input type="checkbox"/> Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p>		
<p><input checked="" type="checkbox"/> Other than small entity - fee \$ <u>1,300</u> (37 CFR 1.17(m))</p>		
<p>2. Reply and/or fee</p>		
<p>A. The reply and/or fee to the above-noted Office action in the form of <u>Amendment A + Ext Fee \$110</u> (identify type of reply):</p>		
<p><input type="checkbox"/> has been filed previously on _____</p>		
<p><input checked="" type="checkbox"/> is enclosed herewith.</p>		
<p>B. The issue fee of \$ _____.</p>		
<p><input type="checkbox"/> has been paid previously on _____</p>		
<p><input type="checkbox"/> is enclosed herewith.</p>		

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Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



January 30, 2003

Date

Signature

Telephone

Number: (____)

KIA SILVERBROOK

Typed or printed name

393 Darling Street, Balmain, NSW 2041, Australia

Address

Enclosures: Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: Amendment A and Credit Card Authorisation Form

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Signature

Type or printed name of person signing certificate



Attachment to:
Form PTO/SB/64 (10-00)

USSN 09/693,135

STATEMENT OF UNINTENTIONAL DELAY

The Applicant respectfully submits that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137 (b) was unintentional.

An Amendment A, in response to Office Action dated October 4, 2001, was faxed by the Applicant to the USPTO on February 1, 2002. Copies of the faxed documents, which includes a copy of the fax transmittal sheet, are attached.

The Applicant respectfully advises that he was unaware that the fax transmission had not been received by the Examiner and that a Certificate of Transmission was to accompany the facsimile. This last fact became known to the applicant in the middle of 2002 when a US Examiner informed the Applicant on another US application that the Certificate of Transmission was necessary when responding to US Office Actions by fax.

The Applicant also advises that the status of this application has been changed from "Small Entity" to "Large Entity" and a letter advising this is attached. A ~~credit card~~ *Bank draft* ~~payment form~~ to cover the extension of time fees under the Large Entity Status of \$110.00 and the petition fee is also attached.

The Applicant respectfully requests that the Notice of Abandonment now be removed and that the application be reinstated for prosecution.

WS

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Applicant - Kia Silverbrook
January 30, 2003

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FACSIMILE MESSAGE

Date: February 1, 2002
To: Receptionist Group Unit 2853
Fax No.: 1 703 308 7725
Subject: United States Patent Application Serial No. 09/693,135
Inventor/Assignor: Kia Silverbrook
Assignee: SILVERBROOK RESEARCH PTY LTD
Our Ref: MJ211US

Total Number of Pages (including this) 12

Attached is an amendment in response to an Office Action from Examiner, Ly T Tran, dated October 4, 2001.

Regards


Leonie News
Silverbrook Research Pty Ltd

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This facsimile contains information that is privileged and confidential, and is intended only for the use of the individual or entity named above. If you have received this facsimile in error, or if the transmission is not complete, please notify us immediately by telephone or facsimile.